

AMENDED IN ASSEMBLY MARCH 24, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

**ASSEMBLY BILL**

**No. 582**

**Introduced by Assembly Member Cogdill**

February 18, 2003

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An act to add Section 35715.1 to the Vehicle Code, relating to vehicle weight limits.

LEGISLATIVE COUNSEL'S DIGEST

AB 582, as amended, Cogdill. Vehicle weight limits: local ordinance: Tuolumne County.

(1) Existing law authorizes a county board of supervisors by ordinance to reduce the permissible weight of vehicles and loads upon unimproved county highways or county bridges, and, upon improved highways that are subject to deterioration, for a period of 90 days unless actual repair of the highway is begun within the 90 days and is continuously carried on to completion.

This bill would authorize the County of Tuolumne to prohibit, by ordinance, the use of the Old Priest Grade by ~~commercial vehicles, except as specified, exceeding a maximum gross weight limit to be specified in the ordinance~~ *a vehicle or combination of vehicles that exceeds a weight limit of 7,500 pounds or more, except as specified. The bill would require the board of supervisors of that county to determine the weight limit and specify that limit in the ordinance.*

(2) This bill would declare that, due to the special circumstances applicable to the Old Priest Grade in the County of Tuolumne, a general statute cannot be made applicable within the meaning of Section 16 of

Article IV of the California Constitution, and the enactment of a special statute is therefore necessary.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 35715.1 is added to the Vehicle Code,  
2 to read:

3 35715.1. (a) The County of Tuolumne may by ordinance  
4 prohibit the use of Old Priest Grade in that county by a ~~commercial~~  
5 ~~vehicle exceeding a gross weight specified in the ordinance.~~  
6 *vehicle or combination of vehicles that exceeds a weight limit of*  
7 *7,500 pounds or more. The weight limit shall be determined by the*  
8 *County Board of Supervisors and specified in the ordinance.*

9 (b) An ordinance adopted pursuant to this section is not  
10 effective with respect to the following:

11 (1) A ~~commercial vehicle~~ *vehicle or combination of vehicles*  
12 *coming from an unrestricted highway having ingress and egress by*  
13 *direct route to and from the restricted highway when necessary for*  
14 *the purpose of making pickups or deliveries of goods, wares, and*  
15 *merchandise from or to any building or structure located on the*  
16 *restricted highway or for the purpose of delivering materials to be*  
17 *used in the actual and bona fide repair, alteration, remodeling, or*  
18 *construction of a building or structure upon the restricted highway*  
19 *for which a building permit has previously been obtained.*

20 (2) The operation of ambulances ~~or hearses~~ , *hearses, or*  
21 *vehicles providing emergency roadside services or roadside*  
22 *assistance.*

23 (3) A *vehicle or combination of vehicles* owned, operated,  
24 controlled, or used by a public utility in connection with the  
25 construction, installation, operation, maintenance, or repair of a  
26 public utility facility.

27 SEC. 2. The Legislature finds and declares that, because of the  
28 unique circumstances applicable only to the Old Priest Grade in  
29 the County of Tuolumne, a statute of general applicability cannot  
30 be enacted within the meaning of subdivision (b) of Section 16 of



1 Article IV of the California Constitution. Therefore, this special  
2 statute is necessary.

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